



DFW

Atty. Docket No.: 25436/2242

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Anderson, et al.  
Serial No.: 10/691,269  
Filed: October 22, 2003  
Entitled: Modified Nucleotides and Methods of  
Labeling Nucleic Acids

Examiner: Unknown

Group Art Unit: 1645

Conf. No.: 8614

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8a**

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as First Class Mail on the date indicated below in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Mary Wilson

Name of Person Mailing Paper

Signature of Person Mailing Paper

**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**TRANSMITTAL LETTER**

Enclosed for filing in the above-identified patent application, please find the following documents:

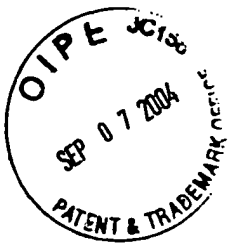
1. Supplemental Information Disclosure Statement;
2. Form PTO-1449;
3. Copies of Cited References; and
4. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any fees to Deposit Account No. 16-0085, Reference 25436/2242. A duplicate of this transmittal letter is enclosed for this purpose.

Respectfully submitted,

Date: 9/2/04

Signature of Mark J. FitzGerald  
Name: Mark J. FitzGerald  
Registration No.: 45,928  
Customer No.: 27495  
Palmer & Dodge LLP  
111 Huntington Avenue  
Boston, MA 02199-7613  
Tel: 617-239-0100



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Commissioner for Patents  
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Alexandria, VA 22313-1450**

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §§ 1.56, 1.97 AND 1.98**

Dear Sir:

In accordance with the duty of disclosure under 37 CFR § 1.56, Applicant submits this Information Disclosure Statement pursuant to 37 CFR §§ 1.97 and 1.98 in the above-identified application for consideration by the Patent Office.

A listing of the cited documents is also enclosed, as well as, for the Examiner's convenience, copies of the documents in the list.

Pursuant to CFR § 1.97(e)(1), each item contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application or International application. Because this statement is being filed within three months of receipt of the Search Report, no fee is believed to be due. A copy of the Search Report is included and cited on the enclosed PTO-1449.

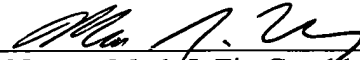
Applicant does not intend to represent that any of the documents submitted herein are material prior art to this invention or that the list represents an exhaustive search of documents related to this invention.

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Applicant respectfully requests that the documents submitted herein be considered and made of record in this application.

Date: 9/2/04

Respectfully submitted,



Name: Mark J. FitzGerald

Registration No.: 45,928

Customer No.: 27495

Palmer & Dodge LLP

111 Huntington Avenue

Boston, MA 02199-7613

Tel: 617-239-0100



USPTO Form 1449 U.S. Department of Commerce Patent and Trademark Office				Attorney Docket No. 25436/2242		Serial No. 10/691,269	
INFORMATION DISCLOSURE STATEMENT				Applicant(s): Anderson, et al.			
				Filing Date: October 22, 2003		Group: 1645	
U.S. PATENT DOCUMENTS							
Examiner Initial		Patent No.	Date	Name	Class	Subclass	Filing Date (if appropriate)
	1.	5,728,529	March 17, 1998	Metzker, et al.	435	6	
FOREIGN PATENT DOCUMENTS							
Examiner Initial		Document No.	Publication Date	Country	Class	Subclass	Translation
							YES NO
OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)							
	2.	Rosenblum, et al., "New dye-labeled terminators for improved DNA sequencing patterns", Nucleic Acids Research (1997), V. 25, No. 22, Pages 4500-4504.					
	3.	Kemal, et al., "Sodium Borohydride Reduction of Products Obtained from Reactions between Ribonucleosides, p-Thiocresol, and Aldehydes: Synthesis of N-Alkyl Nucleosides", Synthesis Communications, December (1980), Pages 1025-1028.					
	4.	Copy of the International Search Report (PCT/US03/33520)					
EXAMINER					DATE CONSIDERED		
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.							
**Copies of references not provided at the time of this submission.							